



Lamoine Board of Selectmen

606 Douglas Hwy
Lamoine, ME 04605
(207) 667-2242
town@lamoine-me.gov

Minutes of November 3, 2011

Chair Jo Cooper called the meeting to order at 7:00 PM

Present were: Selectmen Gary McFarland, Cynthia Donaldson, Richard Fennelly Jr., S. Josephine Cooper, William Brann; Administrative Assistant Stu Marckoon, Budget Committee member Kathleen DeFusco, Russell Boynton Jr. and Ava Coleman.

Agenda Review – There were no changes proposed to the agenda.

Minutes – October 20, 2011 – Bill said the references to Bill Fennelly and himself being labeled as “Bill” were confusing. Stu said he can clean those up. Richard had one minor correction. Jo moved to approve the minutes as corrected. Richard 2nd. **Vote in favor was 5-0.**

Expenditure Warrant 9 – Selectmen signed the warrant in the amount of \$19,667.13. There was a brief discussion about the Department of Inland Fisheries and Wildlife and the sand purchase under the snow plowing contract, and a discussion of the snow removal efforts during the first storm on Sunday. Stu reported there were favorable reviews from the snow plowing job. He said Richard McMullen initially didn't plow the school, but that Stu received a panicked phone call at home on Sunday because the Halloween Party was that afternoon. He said he called Richard, and the plowing was done quickly.

Cash and Budget Reports – There were no questions about the written report.

Public Hearing – Sign Fees – Jo opened the hearing at 7:06 PM. Stu reported that Code Enforcement Officer Dennis Ford sent his regrets that he could not be present. He said that Mr. Ford had suggested the \$10/sign charge under the Building and Land Use Ordinance because at \$0.05/square foot, and a maximum size of 16-square feet the most that could be charged for a sign was \$0.80. Richard said he thought the \$10 fee was fair. There was no other testimony. Jo closed the hearing at 7:09 PM.

Jo moved to amend the Ordinance Fee Schedule by adding a \$10 per sign fee under the Building and Land Use Ordinance. Gary 2nd. **Vote in favor was 5-0.** Selectmen signed the new fee ordinance schedule.

Tree Trimming – Clamshell Alley – Stu reported that he sent an e-mailed message regarding a flowering bush that was removed from a lawn on Clamshell Alley to the Board via e-mail. He said that Richard McMullen told him that after he cut the part of the bush that was encroaching into the road, there wasn't much left, and that which remained was growing into a vacant house, so he removed it all. Stu said he suspected Mr. McMullen got an earful from the neighbors. Bill asked what the proper thing to do is. Stu said legally he believes the right of way on Clamshell Alley is 3-rods, or about 25-feet from the center of the road. He said the trimming job looked very good and the

brush was cleaned up a couple of days later, though one person was delayed from leaving their driveway during the cleanup.

Richard said another person in the same neighborhood once again complained about a culvert that is clogged on Route 184 and floods their septic system when it rains. Stu said the Maine DOT told him they would address that sometime.

Meeting with Trenton's Solid Waste Committee – Jo said it took her a while to get to the meeting because of the big fire in Trenton that evening. Stu said he was stationed at the town hall during the fire and was able to meet with the committee and was just leaving as Jo arrived. Jo said the committee was polite and both said they were interested in talking. She said Trenton has a 3-year contract, and they are looking down the road at alternatives to the facility they presently use in Southwest Harbor for trash disposal. She said if Trenton used the Lamoine facility that would expand the days of operation, which the residents of Lamoine would probably like. There was a brief discussion about how to issue user stickers to Trenton residents.

Stu said his discussion with the committee started with recycling. He said Trenton sends their recycling to Ellsworth under an arrangement identical to the offer Ellsworth made to Lamoine earlier in the year. He said it wouldn't make sense for Trenton to utilize the recycling facilities at Lamoine as that adds just another middle-man in the recycling process at Coastal Recycling. He said he was interested in seeing if there might be some savings for Trenton on Municipal Solid Waste (MSW). He said Trenton's volume appears to be significantly higher than Lamoine, even though Trenton's year round population is smaller. He said the solid waste budget for this year in Trenton was \$212,000 while Lamoine's was less than \$100,000. There was a brief discussion about trash volumes.

Jo said she likes the idea of working with another town. Richard said the larger commercial base in Trenton could be the source for a lot of that community's weight. A short discussion followed on population comparisons. Jo said she thinks further discussion is worth pursuing.

Trash Complaints – Stu reported there has been no feedback from the person to whom a letter was sent after the previous meeting. He said he e-mailed some information prior to this meeting in regard to another situation encountered by the transfer station manager in regard to an apartment owner in Ellsworth who is bringing Ellsworth trash to Lamoine. Richard said that owner should understand that the same rules apply to him. Cynthia said a letter that was drafted to the owner sounds fine. She said the town is at a "what if" stage with its new commercial hauler policy, and it will be interesting to see where this goes. A short discussion followed.

Richard said the issuance of a commercial trash hauler permit is in the hands of the board. Bill noted the person in question is not paid for hauling trash. Richard said it appears the person coming into the transfer station is an employee of the apartment owner, and he's not even sure if the apartment owner knows of the situation. Jo said the

letter seems to be appropriate. Bill noted that a recent news report showed that 91% of the trash brought to a landfill in Old Town is from out of state.

Jo moved to sign the letter to the apartment owner. Richard 2nd. **Vote in favor was 5-0.**

Municipal Review Committee Representative – After consulting with Stu, Jo moved to cast Lamoine's vote for Sophia Wilson. Cynthia 2nd. **Vote in favor was 5-0.**

Hancock County Planning Commission request for support letters – Stu reported these are the same letters that are sent in support of grant applications for the past several years. Cynthia moved to send the support letters. Gary 2nd. **Vote in favor was 5-0.**

Checking Account Reconciliation – Selectmen signed the statement expressing satisfaction with the reconciliation of the checking account.

Next Meetings – Jo said the next meeting will be November 17, and the meetings in December are on the 1st and 15th. Cynthia noted that she may have to be absent in January.

Executive Session – Jo moved to enter executive session pursuant to 1MRSA §405(6)(a) for the purpose of meeting with an accused person. Gary 2nd. **Vote in favor was 5-0 at 7:33 PM. Out at 7:54 PM**

Trash Hauler Penalty Revisited – Jo moved to reduce the suspension of Russell Boynton Jr. from using the Lamoine Transfer Station to 6-months effective November 1, 2011 and ending on April 30, 2012, provided Mr. Boynton follows the rules. Richard 2nd. **Vote in favor was 5-0.**

Budget Workshop – Selectmen conducted a workshop session on the 2012/2013 budget. Among the areas of discussion were:

- The process of Selectmen submission and review with the Budget Committee and town meeting
- Fire Department personnel expense reimbursements
- Recruitment of volunteers for the fire department
- Code Enforcement Officer Compensation level
- Aerial Photography
- Overall budget impacts
- Town meeting and budget layout presentation

The budget committee will meet on Monday, November 7, 2011 at 6:30 PM.

There being no further business, the meeting adjourned at 9:15 PM

Respectfully submitted,

Stu Marckoon, Adm. Asst. to the Selectmen